

#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David H. Blount

Application No.: 09/754,580

Filed: 01/05/2001

For: PRODUCTION OF CARBOHYDRATES, ALCOHOL AND RESINS FROM BIOMASS

PETITION REQUESTING APPLICATION BE REVIVED

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexander, VA 22313-1450

10/30/2003 AKELLEY 00000011 09754580

01 FC:1999 Sir: 75.00 OP
02 FC:1999 55.00 OP

I request that the Application identified above be revived on the grounds of

UNINTENTIONAL DELAY.

11/13/2003 AKELLEY 00000037 09754580

STATEMENT ON UNINTENTIONAL DELAY

01 FC:2001 10.00 OP
02 FC:2051 65.00 OP

The payment requested due to NOTICE TO FILE MISSING PARTS OF

NONPROVISIONAL APPLICATION which was mailed on 04/05/2001. After receiving the notice I wrote out a check to pay this \$75.00 fee and requested that my former Assistant mail it with a copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION to the Patent Office. I marked on the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION that it was paid. I believed that my former assistant had mail the check to the Patent Office. It was my policy for my assistant to check the return checks and mark on the Paper requesting payment that the check had been returned and cashed by the Patent Office. My assistant made an error by recording on this Paper requesting payment that Check No. 4028 for \$75.00 sent to the Patent Office had been cashed. Up till this time I had

Adjustment date: 12/10/2003 AKELLEY
01 FC:2003 AKELLEY 00000011 09754580
02 FC:1999 75.00 OP
Adjustment date: 12/10/2003 AKELLEY
01 FC:2003 AKELLEY 00000011 09754580

12/18/2003 AKELLEY 00000012 09754580 665.00 OP

01 FC:2453

Adjustment date: 12/10/2003 AKELLEY 00000011 09754580
01 FC:1999 75.00 OP

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OCT 24 2003

OFFICE OF PETITIONS

believed the payment had been made but I now find that this check was written for another Application which I had in the Patent Office.

My policy of having the return checks recorded on any request for payment started when several payment checks were not received by the Patent Office on some of my 250+ Applications for patents and on payments of approximate 200 on my patents. I did not receive any response regarding this application until now. My other 250+ application had not taken more than 18 months to get a response from the Patent Office so I started calling to find out what was wrong. After several phone calls I was unable to find out who it had been assigned to or if there was any problem that I need to take care of. I had received responses from another similar Application No.09/851, 955 filed 5 months after this application was filed. I asked Examiner Ganapathy Krishman if he had been assigned this Application and if not to check and see if there was any problem causing the delay. He was unable to give me the answer for the delay.

I have enclosed a check for \$75.00 for payment of the missing parts, a check for \$55.00 for this petition fee and a my copy of NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION marked paid. I request that this Application be revived on the grounds of unintentional delay because I did not know that the missing fee had not been paid and I believed that it had been paid.

Date: 10/20/03

Tel.: (619) 698-6060

David H. Blount

David H. Blount

6728 Del Cerro Blvd.

San Diego, CA 92120

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/754,580	01/05/2001	David H. Blount	

David H. Blount, M.D.
 6728 Del Cerro Blvd.
 San Diego, CA 92120

CONFIRMATION NO. 2900
 ABANDONMENT/TERMINATION
 LETTER



OC000000011021086

Date Mailed: 10/10/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/05/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

[Signature]

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Initial Patent Examination Division (703) 308-1202

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/754,580	01/05/2001	David H. Blount	

CONFIRMATION NO. 2900

FORMALITIES LETTER



OC000000005936768

David H. Blount, M.D.
6728 Del Cerro Blvd.
San Diego, CA 92120

Date Mailed: 04/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is insufficient.
Applicant must submit \$ 10 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 75.

*A copy of this notice **MUST** be returned with the reply.*

[Signature]
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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

Paid 4-17-01

*check no. 4028 for \$75.00
was cashed & returned
from Patent Office.*

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David H. Blount, MD,
6728 Redwood Blvd
San Diego, CA 92120

**RETURN RECEIPT
REQUESTED**

CERTIFIED MAIL™



7002 2410 0004 0496 3974



UNITED STATES
POSTAL SERVICE

0000

22313



U.S. POSTAGE
PAID
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92115
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\$4.65
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